

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Agriculture Department – Misused their official position, colluded and conspired with the A.O.1 and his wife – Smt. B.N.Sulochanamma, Mandal Agricultural Officer, Bukkarayasamudram Mandal, Anantapur District – Issued false certificates - Sanction of prosecution - Orders – Issued.

AGRICULTURE AND CO-OPERATION (VIG.I) DEPARTMENT

G.O.Ms.No. 163

Dated:29-06-2009

ORDER:

Whereas, Smt. B.N.Sulochanamma, joined in Agriculture Department as Mandal Agricultural Officer on 8-1-2003 and worked as such in Bathalapalli, Bukkarayasamudram & Anantapur from 8-1-2003 to till date, as such she is a public servant within the meaning of Section 2 (c) of Prevention of Corruption Act, 1988.

2. And whereas it is alleged that on credible information that the said Sri K. Ramachandra Reddy (AO.1) being a public servant while working in Kadiri, Tadimarri, Kalyanadurg and Anantapur acquired huge assets in his name and in the name of his family members by indulging in corrupt and illegal practices, a case in Cr.No.1/RCA-ATP/2007 u/s 13 (1) (e) r/w 13(2) of Prevention of Corruption Act, 1988 was registered on 2-4-2007 and investigated into after obtaining permission from the competent authority. During the course of investigation in pursuance of search warrants issued by the court, searches were conducted simultaneously on the residential premises of Sri K.Ramachandra Reddy and on the residence of his brother and seized several incriminating documents and other material pertaining to his assets, income and expenditure.

3. And, whereas it is alleged that the check period is taken from 28-2-1983 (the date of entry into service) to 5-4-2007 (ie., the date of searches) for the purpose of investigation.

4. And, whereas it is further alleged that the investigation revealed that Sri K.Ramachandra Reddy, Hostel Welfare Officer, B.C.Hostel, Sai Nagar, Anantapur was found in possession of assets to the tune of Rs.31,72,900-00 as on the terminal date of check period to his name and in the name of his dependents vide Annexure-I enclosed. The income of Sri K.Ramachandra Reddy, A.O. 1 from all known sources is calculated at Rs.33,49,337-00 during the check period vide Annexure – II enclosed and his expenditure was estimated at Rs.34,29,522-00 for the entire check period Annexure-III enclosed. Thereby his likely savings are calculated (income (-) expenditure ie., Rs.33,49,337-00 (-) Rs.34,29,522-00 and arrived at (-) Rs.80,185-00 (excess expenditure). Instead of the said likely savings, he was found in possession of disproportionate assets worth Rs.31,72,900/- and excess expenditure of Rs.80,185/- for which he could not satisfactorily account for. The total disproportionate assets Rs.32,53,085-00.

5. And, whereas the above said acts of Sri K.Ramachandra Reddy (AO.1), Hostel Welfare Officer, B.C.Hostel, Sai Nagar, Anantapur. Constitute offences punishable under sections 13(2) r/w 13(1)(e) of Prevention of Corruption Act, 1988.

6. During investigation, it came to know that Sri K.S.Rama Rao, Tahsildar, Bukkarayasamudram Mandal, Anantapur District though, he was not a competent authority to assess and to issue the Agriculture Income Certificate, he had issued the same to A.O. 1 and to his wife by exaggerating the agriculture income, without any sufficient basis. Apart from this the yields of the crop from Agricultural fields were not mentioned in Adangal/Pahani of Tahasildar, Bukkarayasamudram Mandal, Anantapur District. The office of the Tahasildar, Bukkarayasamudram is supposed to maintain crop yields against Survey Nos. in Adangal / Pahani. But here no entries regarding crop yields were found in the Adangal/ Pahani against the Survey No. of A.O.1 Only with the crop yields the income from the Agriculture can be estimated. Sri C. Ramakrishna, V.R.O., Govindapalli and Sri R.Raja Sekhar Reddy, V.R.O. B.K.Samudram submitted report to Tahasildar, Bukkarayasamudram through Sri S. Bhaskar, Mandal Revenue Inspector-I, B.K. Samudram

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with particulars of the crop raised in the Agriculture fields of A.O. and his wife and income derived from their agricultural fields blindly without following any due procedure. After receiving the same Sri K.S.Rama Rao, Tahasildar, Bukkarayasamudram forward the same to Smt. B.N.Sulochanamma, Mandal Agriculture Officer with a request to verify and furnish the Agriculture income reported by the Mandal Revenue Officer. Smt. B.N. Sulochanamma, Mandal Agriculture Officer estimated the agriculture yields from the agriculture lands of A.O. 1, basing on the reports of Tahsildar, B.K.Samudram which were submitted by V.R.O's of Bukkarayasamudram and Govindapalli. The Secretary, Primary Agriculture Cooperative Society, Bukkarayasamudram, Anantapur District informed in his letter dated 16-11-2007 that in the year 2004, the A.O.1 (Sri K. Ramachandra Reddy) received crop insurance of Rs.7,079/- from Primary Agricultural Cooperative Society, Bukkarayasamudram and the Branch Manager, S.B.I., Bukkarayasamudram through his letter dt. 3-11-2007 informed that A.O. 1 received crop insurance of Rs.29,712/- and Rs.7,428/- by his wife from SBI, Bukkarayasamudram in the year 2004 because of failure of crops. Since 1999 to 2007 the Bukkarayasamudram Mandal was declared as drought area except for the year 2005-2006. But they have boosted the agricultural yields in the agricultural lands of A.O. 1 and his wife. Due to this, Sri K.Ramachandra Reddy & Smt. K.Chennakesavamma took an advantage and claimed their agriculture income as Rs.30,72,616/- and Rs.16,56,832/- from the year 1999-2000 to 2006-2007. It clearly indicates that Sri Rama Rao, Tahsildar, Bukkarayasamudram (M), Smt B.N. Sulochanamma, Mandal Agriculture Officer, Bukkarayasamudram (M), Sri S.B. Bhaskar, Mandal Revenue Inspector-I, Bukkarayasamudram (M), Sri C.Ramakrishna, V.R.O., Govindapalli and Sri R.Rajasekhar Reddy, V.R.O. B.K.Samudram misused their official position and colluded and conspired with K.Chennakesavamma & Sri K. Ramachandra Reddy, A.O.1 and furnished a false agriculture income certificate with an intention to screen the A.O. 1 from the offences Under section 13 (2) Read with 13(1) (e) of Prevention of Corruption Act, 1988 and hence they are liable for prosecution under 201, 197, r/w 120-B I.P.C.

7. And, whereas the Government of Andhra Pradesh being the authority competent to remove the said Smt. B.N.Sulochanamma, Mandal Agricultural Officer, B.K.Samudram Mandal from service, and after fully and carefully examining the material placed before it, in respect of the said allegation and the circumstances of the case, Government consider that the said Smt B.N.Sulochanamma, Mandal Agricultural Officer, B.K.Samudram Mandal shall be prosecuted in a court of law for the aforesaid offence.

8. Now, therefore, in exercise of the powers conferred under clause (b) of Sub-section (1) of section 19 of Prevention of Corruption Act, 1988 and u/s 197 Cr. P.C., the Government of Andhra Pradesh hereby accord sanction for the prosecution of the said Smt B.N. Sulochanamma, Mandal Agricultural Officer, B.K. Samudram Mandal for the said offence punishable under section 201, 197, r/w 120-B IPC in Cr.No.1/RCA-ATP/2007 and for any other cognate offences punishable under any other provisions of law for the time being in force and for taking cognizance by the court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

(RACHEL CHATTERJEE)
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General,
Anti- Corruption Bureau,
A.P Hyderabad.

//FORWARDED BY ORDER//

SECTION OFFICER